

Rules of **Department of Elementary and Secondary Education**

Division 90—Vocational Rehabilitation Chapter 50—Federal Regulations for Implementation of the Disability Determinations Program

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**Title 5—DEPARTMENT OF
ELEMENTARY AND
SECONDARY EDUCATION
Division 90—Vocational Rehabilitation
Chapter 50—Federal Regulations for
Implementation of the Disability
Determinations Program**

**5 CSR 90-50.010 Pertinent Regulations
Relating to the Disability Determinations
Program**

**Original authority: 161.182, RSMo 1963, amended 1973.*

Op. Atty. Gen. No. 96, Wheeler (6-15-55). Section 178.430, RSMo (1969) authorizes State Board of Education to formulate and execute plan of agreement in carrying out provisions of federal Social Security Act in making determination of disability under Title II thereof. State Board has authority to designate Vocational Rehabilitation Section to administer the plan.

PURPOSE: This rule prescribes standards for implementation of the Disability Determinations Program as contained in the Code of Federal Regulations, Title 20, Chapter III, part 404, subparts J, P and Q and part 416, subparts I, J and N.

Editor's Note: The secretary of state has determined that the publication of this rule in its entirety would be unduly cumbersome or expensive. The entire text of the rule has been filed with the secretary of state and is summarized here by the agency adopting it. The entire text of the rule may be found at the headquarters of the agency and is available to any interested person at a cost established by state law.

(1) The disability program under the Social Security Act is administered in states under rules contained in Title 20, Chapter III of the *Code of Federal Regulations*. Two (2) parts of the Code concern the Disability Determinations Program.

(A) Part 404, subparts J, P and Q pertains to the disability insurance benefits under Title II of the Social Security Act. It includes the pertinent regulations regarding the administration of this program and the criteria for determining eligibility for these benefits. It has an appendix which contains a detailed listing of impairments, which is used to determine medical eligibility for disability benefits.

(B) Part 416, subparts I, J and N pertains to the Supplemental Security Income disability benefits under Title XVI of the Social Security Act. It includes the pertinent regulations regarding the administration of this program and the criteria for determining eligibility for these benefits.

AUTHORITY: section 161.182, RSMo 1986. Original rule filed Dec. 24, 1975, effective Jan. 3, 1976. Amended: Filed April 24, 1979, effective Aug. 13, 1979. Amended: Filed Jan. 9, 1981, effective April 13, 1981. Amended: Filed April 28, 1994, effective Oct. 30, 1994.*